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Attorneys for Defendants
ALEX CAINE and CITY OF SAN PABLO

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CHRISTIAN J. BRACKO,

Plaintiff,

vs.

ALEX CAINE; CITY OF SAN PABLO;
and DOES 1-10, inclusive,

Defendants.

Case No. C08-00239 JL

**NOTICE OF MOTION TO COMPEL
ANSWERS TO DEPOSITION
QUESTIONS AND PRODUCTION OF
DOCUMENTS**

Date: October 1, 2008
Time: 9:30 a.m.
Dept.: Courtroom F, 15th Floor
Judge: Honorable James Larson

**NOTICE OF MOTION AND MOTION TO COMPEL ANSWERS TO DEPOSITION
QUESTIONS AND PRODUCTION OF DOCUMENTS**

TO PLAINTIFF AND HIS ATTORNEY OF RECORD:

Please take notice that on October 1, 2008, at 9:30 a.m., before the Honorable James Larson, in Courtroom F, 15th Floor, at U.S. District Court, 450 Golden Gate Avenue in San Francisco, California, or as soon thereafter as this matter can be heard, Defendants the CITY OF SAN PABLO and ALEX CAINE will and hereby do move for an Order compelling Plaintiff to offer himself up for further deposition questioning and requiring him to answer certain relevant and unobjectionable questions. Defendants also move for an Order compelling Plaintiff to produce the witness statements of Lorraine Hunt and Ashlee Wilson. Defendants are also seeking

1 sanctions for Plaintiff's counsel's unsubstantiated positions and obstructionist efforts, filed
2 concurrently herewith.

3 This motion shall be based upon this Notice of Motion to Compel Answers to Deposition
4 Questions and Production of Documents, Supporting Memorandum of Points and Authorities,
5 Declaration of Noah G. Blechman, and the Proposed Order, all filed or lodged herewith, as well
6 as the file in this case, the argument of counsel at the hearing, and any such further matters as the
7 Court deems appropriate.

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9 Dated: August 21, 2008

MCNAMARA, DODGE, NEY, BEATTY, SLATTERY,
PFALZER, BORGES & BROTHERS LLP

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12 By: 

James V. Fitzgerald, III
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